



4. Attached hereto as Exhibit C is a copy of the October 22, 2001 license agreement entered into between SNMP Research International and Extreme (herein, “2001 Extreme License”).

5. Attached hereto as Exhibit D is a copy of a 2015 email chain between Fiona Nolan, of Extreme, on the one hand, and Patti Sams and Mary Gibson, of SNMP Research International, on the other hand.

6. On May 13, 2022, Extreme served its third supplemental discovery responses pursuant to the Court’s April 22, 2022 order. Those supplemental responses are attached hereto as follows: Exhibit E is Extreme’s Third Supplemental Responses to Plaintiff’s First and Second Sets of Requests for Production; Exhibit F is Extreme’s Third Supplemental Responses to Plaintiff’s Interrogatories; and Exhibit G is Extreme’s Third Supplemental Responses to Plaintiff’s Requests for Admission.

7. Attached hereto as Exhibit H is Extreme’s Fourth Supplemental Response to Plaintiff’s Interrogatory 4. Extreme supplemented its response to Interrogatory 4 on July 1, 2022, pursuant to the parties’ June meet and confer letters. Note that Extreme did not provide fourth supplemental interrogatory responses to any request other than Interrogatory 4.

8. Attached hereto as Exhibit I is Plaintiff’s Third and Fourth Sets of Requests for Production, which Plaintiff served on June 6 and August 19, 2022, respectively.

9. Attached hereto as Exhibit J is Extreme’s Responses to Plaintiff’s Third and Fourth Sets of Requests for Production, which Extreme served on July 6 and October 7, 2022, respectively.

10. Attached hereto as Exhibit K is a combined PDF of two June 10, 2022 letters that I wrote to Leslie Demers, outside counsel for Extreme, concerning Extreme’s third supplemental responses to Plaintiff’s discovery requests. Attached as Exhibit L is Extreme’s June 17, 2022 response, attached as Exhibit M is my June 30, 2022 response, and attached as Exhibit N is Extreme’s July 15, 2022 response. Extreme’s June 17 and July 15 letters both invoked a December 8, 1999 license

agreement entered into between Plaintiff SNMP Research International, Inc. (herein, “SNMP Research International”) and a company called Enterasys Networks, Inc. that Extreme had previously acquired (herein, “Enterasys License”) as the basis for its purported licensing defense and as Extreme’s asserted justification for withholding products from discovery.

11. Attached hereto as Exhibit O is an email chain concerning an August 12, 2022 meet and confer call and related follow-up correspondence between Plaintiff and Extreme. All of this correspondence concerned certain deficiencies that Plaintiff identified in Extreme’s discovery responses.

12. Attached hereto as Exhibit P is a combined PDF reflecting Plaintiff’s September 2022 notices of breach and follow-up correspondence concerning the Enterasys License and the 2001 Extreme License. During this exchange, on September 11, 2022, Extreme claimed (for the first time) that rather than withholding products from discovery on the purported basis of the Enterasys License, it was actually withholding products from discovery on the purported basis of a separate license—the Extreme 2001 License, not the Enterasys License.

Executed this 26th day of October, 2022, at Newport Beach, California.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

/s/ Olivia L. Weber  
Olivia L. Weber